

Mail Stop Interference
P.O. Box 1450
Alexandria Va 22313-1450
Tel: 571-272-9797
Fax: 571-273-0042

Paper 1
Filed: May 28, 2009

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

SUNING WANG and RUIYAO WANG
Junior Party
(U.S. Application 10/825,685),

v.

HANY AZIZ, GEORGE VAMVOUNIS, NAN-XING HU,
ZORAN D. POPOVIC, AND JENNIFER A. COGGAN
Junior Party
(U.S. Patent 7,291,404).

Patent Interference No. 105,691 (MPT)
(Technology Center 1700)

DECLARATION - Bd.R. 203(b)¹

¹ "Bd.R. x" may be used as shorthand for "37 C.F.R. ' 41.x". 69 Fed. Reg. 49960, 49961 (12 Aug. 2004).

1 **Part A. Declaration of interference**

2 An interference is declared (35 U.S.C. § 135(a)) between the above-
3 identified parties. Details of the application(s), patent (if any), reissue application
4 (if any), count(s) and claims designated as corresponding or as not corresponding
5 to the count(s) appear in Parts E and F of this DECLARATION.

6 **Part B. Judge managing the interference**

7 Administrative Patent Judge Michael P. Tierney has been designated to
8 manage the interference. Bd. R. 104(a).

9 **Part C. Standing order**

10 A Trial Section STANDING ORDER [SO] (Paper 2) accompanies this
11 DECLARATION. The STANDING ORDER applies to this interference.

12 **Part D. Initial conference call**

13 A telephone conference call to discuss the interference is set for 2:00 p.m. on
14 July 23, 2009 (the Board will initiate the call).

15 No later than four business days prior to the conference call, each party shall
16 file and serve (SO ¶¶ 10.1 & 105) a list of the motions (Bd. R. 120; Bd. R. 204;
17 SO ¶¶ 104.2.1, 120 & 204) the party intends to file.

18 A sample schedule for taking action during the motion phase appears as
19 Form 2 in the STANDING ORDER. Counsel are encouraged to discuss the
20 schedule prior to the conference call and to agree on dates for taking action.

1 A typical motion period lasts approximately eight (8) months. Counsel should be
2 prepared to justify any request for a shorter or longer period.

3
4 **Part E. Identification and order of the parties**

5 Junior Party

6 Named inventors: SUNING WANG, Kingston Canada
7 RUIYAO WANG, Kingston Canada
8

9 Involved Application: U.S. Application 10/825,685

10 Title: Organic Luminescent Compounds and Methods of
11 Making and Using Same

12 Assignee: Queen's University of Kingston
13

14 Junior Party

15 Named Inventors: HANY AZIZ, Oakville Canada
16 GEORGE VAMVOUNIS, Burnaby Canada
17 NAN-XING HU, Oakville, Canada
18 ZORAN D. POPOVIC, Mississauga Canada
19 JENNIFER A. COGGAN, Cambridge Canada

20 Involved Patent: U.S. Patent 7,291,404, issued on
21 November 6, 2007, based upon
22 U.S. Application 10/702,859
23 Filed November 7, 2003.

24 Title: Organic Light Emitting Devices

25 Assignee: LG Display Co., Ltd.

1 The senior party is assigned exhibit numbers 1001-1999. The junior party is
2 assigned exhibit numbers 2001-2999. Bd. R. 154(c)(1); SO ¶ 154.2.1. The senior
3 party is responsible for initiating settlement discussions. SO ¶ 126.1.

4 **Part F. Count and claims of the parties**

5 Count 1

6 Claim 5 of U.S. Application 10/825,685 or claim 41 of U.S. Patent No.
7 7,291,404.

8 The claims of the parties are:

9 Wang '685 Application: 2, 5-14, 17-22, 40-47 and 49-52

10 Aziz '404 Patent: 1-62

11 The claims of the parties which correspond to Count 1 are:

12 Wang '685 Application: 2, 5-14, 17-22, 40-47 and 49-52

13 Aziz '404 Patent: 1-62

14 The claims of the parties which do not correspond to Count 1, and therefore
15 are not involved in the interference, are:

16 None

17 The parties are accorded the following benefit for Count 1:

18 Wang is accorded benefit of the filing dates of the following
19 application: U.S. Provisional Application 60/463,337, filed **April 17, 2003**.

1
2 Aziz is accorded benefit of the filing dates of the following
3 application: U.S. Provisional Application 60/463,312, filed **April 17, 2003**.
4

5 **Part G. Heading to be used on papers**

6 The following heading must be used on all papers filed in this interference,
7 see SO ¶ 106.1.1:

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